IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.18799 of 2001

Between:

N.Buchiraju S/o. late Narayana Raju, R/o. Kaki Street, Srikakulam,
Srikakulam District.

..... PETITIONER

AND

1 The Joint Collector & Licensing Authority,
Srikakulam, Srikakulam District.
2 The Revenue Divisional Officer,
Srikakulam, Srikakulam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate writ, order or direction declaring the proceedings in R.C.No.861/2001 C1 dated 5.9.2001 on the file of the Joint Collector & Licensing Authority, Srikakulam, Srikakulam District as illegal, arbitrary and unconstitutional and issued in violation of principles of natural justice.

Counsel for the Petitioner: MR.K.CHIDAMBARAM

Counsel for the Respondents: MR.A.M.SRINIVASA RANGA CHARI/G.P. FOR HOME

The Court made the following:

ORDER:

By impugned order, the first respondent kept the licence of petitioner's cinema theatre under suspension on allegation that the petitioner contravened the conditions of B Form licence. The same is assailed only on the ground that a show cause notice was not issued prior to passing the impugned order. This Court while admitting the writ petition on 10.9.2001 passed orders of interim suspension in W.P.M.P.No.23612 of 2001. By reason of the said interim orders, the petitioner is running the cinema theatre. Therefore, instead of keeping the matter pending, the writ petition is disposed of setting aside the impugned order. It shall, however, be open to the first respondent to take action against the petitioner in accordance with law.

The writ petition, with the above observations, is disposed of.

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(V.V.S.RAO,J)

28.06.2005

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To

1 The Joint Collector & Licensing Authority,
Srikakulam, Srikakulam District.
2 The Revenue Divisional Officer,
Srikakulam, Srikakulam District.

3 Two CCs to the Government Pleader for Home,

High Court Buildings, Hyderabad. (OUT)

4 Two C.D. Copies.